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### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.:

54704.8036.US03 (UMD-0072)

Inventors:

John Langenfeld

Serial No.:

10/692,824

Filing Date:

October 23, 2003

Examiner:

Not Yet Assigned

Group Art Unit:

1642

Title:

Bone Morphogenetic Protein-2 In the Treatment and Diagnosis of Cancer

I, Jane Massey Licata, Registration No. 32,257, certify that this correspondence is being deposited with the U.S. Postal Service as First Class mail in an envelope addressed to the Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450

On this date: November 1, 2004

Jane Massey Licata, Registration No. 32,257

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

#### INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

(XX) In accordance with §1.97(b), since this Information

Disclosure Statement is being filed either within three

months of the filing date of the above-identified

application, within three months of the date of entry into

the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, no additional fee is required.

- ( ) In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, therefore:
  - ( ) Certification in Accordance with §1.97(e) is attached hereto; or
  - ( ) Authorization to charge Deposit Account No. 50-1619 the fee of \$180.00 as set forth in §1.17(p) is provided.
- ( ) In accordance with §1.97(d), this Information Disclosure
  Statement is being filed after the mailing date of either a
  Final Action under §1.113 or a Notice of Allowance under
  §1.311 but before the payment of the Issue Fee, therefore
  included are: Certification in Accordance with §1.97(e);
  Petition Requesting Consideration of the Information
  Disclosure Statement; and the fee of \$130.00 as set forth in
  §1.17(I)(1).
- (XX) Copies of each of the references listed on the attached Form PTO-1449 (modified) are enclosed herewith.
- ( ) In accordance with §1.98(d), copies of some or all of the references listed on the attached Form PTO-1449 (modified)

are not enclosed herewith because they were previously submitted to the U.S. Patent and Trademark Office in prior application Serial No. \_\_\_\_\_\_\_, filed \_\_\_\_\_\_\_\_, for which a claim for priority under 35 U.S.C. §120 has been made in the instant application.

Please charge any deficiency or credit any overpayment to Deposit Account No. 50-1619. This form is submitted in duplicate.

- ( ) The relevance of the listed references in a foreign language is as stated in the specification at pages @@.
- (XX) All listed references are in the English language.

Respectfully submitted,

Janossfieen.

Jane Massey Licata Registration No. 32,257

Date: November 1, 2004

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NOV 0 3 2004

Sheet **01** of **03** 

# Form PTO-1449 Modified

List of Patents and Publications
Cited by Applicant
(Use several sheets if necessary)

U.S. Department of Commerce

Docket No.
54704.8036.US03(UMD-0072)

Serial No. **10/692,824** 

Applicant
John Langenfeld

Filing Date October 23, 2003

Group **1642** 

OTHER	DOCUMENTS	(Including	Author,	Title,	Date,	Pertinent	Pages,	Etc.)	)
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	AA	Abe et al., "Essential Requirement of BMPs-2/4 for Both Osteoblast and Osteoclast Formation in Murine Bone Marrow Cultures from Adult Mice: Antagonism by Noggin", Journal of Bone and Mineral Research 2000 15(4):663-673			
	AB	An et al., "Recombinant human bone morphogenetic protein-2 induces a hematopoietic microenvironment in the rat that supports the growth of stem cells", Experimental Hematology 1996 24:768-775			
	AC	Brunet et al., "Noggin, Cartilage Morphogenesis, and Joint Formation in the Mammalian Skeleton", Science 1998 280:1455-1457			
	AD	Capdevila et al., "Endogenous and Ectópic Expression of noggin Suggests a Conserved Mechanism for Regulation of BMP Function during Limb and Somite Patterning", Developmental Biology 1998 197:205-217			
	AE	Chen et al., "Suppression of Tumor Necrosis Factor-mediated Apopsosis by Nuclear Factor kB-independent Bone Morphogenetic Protein/Smad Signaling", Journal Biological Chemistry 2001(42):39259-39263			
	AF	Cunningham et al., "Osteogenin and recombinant bone morphogenetic protein 2B are chemotactic for human monocytes and stimulate transforming growth factor $\beta_1$ mRNA expression", Proc. Natl. Acad. Sci. USA 1992 89:11740-11744			
	AG	Glavic et al., "Xiro-1 Controls Mesoderm Patterning by Repressing bmp 4 Expression in the Spemann Organizer", Developmental Dynamics 2001 222:368-376			
	АН	Guo et al., "Expression of Bone Morphogenetic Proteins and Receptors in Sarcomas", Clin. Orthop. 1999 1(365):175-183			
	AI	Hatakeyama et al., "Expression of Bone Morphogenetic Proteins of Human Neoplastic Epithelial Cells", Biochemistry and Molecular Biology International 1997 42(3):497-505			
EXAMINER			DATE CONSIDERED		

Sheet 02 of 03

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U.S. Department of Commerce

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ı	OTHER DOC	UMENT	s (includi	ng Aut	nor,	ritie, i	Date, P	ertinent	Pages,	Etc.)
I		AJ	Hollnagel	et al	"Id G	enes Are	Direct	Targets	of Bone	

AJ	Hollnagel et al., "Id Genes Are Direct Targets of Bone Morphogenetic Protein Induction in Embryonic Stem Cells", Journal Biological Chemistry 1999 274(28):19838-19845
AK	Kleeff et al., "Bone Morphogenetic Protein 2 Exerts Diverse Effects on Cell Growth In Vitro and Is Expressed in Human Pancreatic Cancer in Vivo", Gastroenterology 1999 116:1202-1216
AL	Liu et al., "Angiogenin Activates Erk ½ in Human Umbilical Vein Endothelial Cells", Biochemical and Biophysical Research Communications 2001 287:305-310
AM	Lockliin et al., "Assessment of Gene Regulation by Bone Morphogenetic Protein 2 in Human Marrow Stromal Cells Using Gene Array Technology", Journal of Bone and Mineral Research 2001 16(12):2192-2204
AN	Millet et al., "The human <i>chordin</i> gene encodes several differentially expressed spliced variants with distinct BMP opposing activities", Mechanisms of Development 2001 106:85-96
AO	Ogata et al., "Bone morphogenetic protein 2 transiently enchances expression of a gene, Id(inhibitor of differentiation), encoding a helix-loop-helix molecule", Proc. Natl. Acad. Sci. USA 1993 90:9219-9222
AP	Schindl et al., "Level of Id-1 Protein Expression Correlates with Poor Differentiation, Enhanced Malignant Potential, and More Aggressive Clinical Behavior of Epithelial Ovarian Tumors", Clinical Cancer Research 2003 9:779-785
AQ	Tucker et al., "Transformation of Tooth Type Induced by Inhibition of BMP Signaling", Science 1998 282:1136-1138
AR	Weaver et al., "Bmp signaling regulates proximal-distal differentiation of endoderm in mouse lung development", Development 1999 126:4005-4015

**EXAMINER** 

DATE CONSIDERED

Sheet **03** of **03** 

## Form PTO-1449 Modified

List of Patents and Publications Cited by Applicant (Use several sheets if necessary)

U.S. Department of Commerce

Docket No.	Ser:
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ial No. /692,824

Applicant John Langenfeld

Filing Date October 23, 2003 Group 1642

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	AS		-2 Gene Expression and Effects on Muscle Cells", J Vasc Res 1999
	AT		roteins in cell cycle control and Onogene 2001 20:8317-8325
	AU		e Spemann Organizer Signal noggin Bone Morphogenetic Protein 4",
EXAMINER	!		DATE CONSIDERED